



## UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/926,154	12/26/2001	TAGAWA TOSHIKI	P21462

## EXAMINER

Counts Gary

ART UNIT	PAPER NUMBER
1641	18

## DATE MAILED:

## INTERVIEW SUMMARY

All participants (applicant, applicant's representative, PTO personnel):

- (1) GARY COUNTS, Examiner (3) Arnold Turk, Attorney (AM)  
(2) Long Le, SPG (4) \_\_\_\_\_

Date of Interview 12/02/03Type:  Telephonic  Teletype Conference  Personal (copy is given to  applicant  applicant's representative).Exhibit shown or demonstration conducted:  Yes  No If yes, brief description: \_\_\_\_\_Agreement  was reached.  was not reached.

Claim(s) discussed: \_\_\_\_\_

Identification of prior art discussed: Buechler et al

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussion of Buechler reference. Examiner explained to applicant that Buechler taught a microparticulate with a ligand on its surface that could bind to a complex or a free form of Trifonin. Applicant argued a plurality of ligands allowed for increased affinity. Examiner stated that number of ligands can be determined by optimization further Examiner stated that Buechler teaches the use of different A5.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.) Applicant agreed to amend claims to clearly state that the ligand bound complex has affinity for the receptor but not free.

It is not necessary for applicant to provide a separate record of the substance of the interview. for both non-free & free target but only binds to the receptor but not free.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

Examiner Note: You must sign this form unless it is an attachment to another form.

Applicant argued preexisting art because of the use of Tagawa reference on claim 247.

Examiner agreed to reconsider it applicant brought up issue in response.